

3:30 P.M., Ohio County Community Center, Hartford, Ky

Meeting called to order by Judge Executive David Jones. Prayer by Magistrate Hayward Dean Minton. Pledge to the American flag.

Those present were as follows:

David G. Jones	Judge Executive
Gregory B. Hill	County Attorney
Cheryl Morris	Fiscal Court Clerk
Hayward D. Minton	Magistrate District 1
Jason Bullock	Magistrate District 2
Richard Robinson	Magistrate District 3
Larry Keown	Magistrate District 4
Bill Burden	Absent

Motion made by Esq. Robinson that the Court approve the minutes of the Regular meeting on October 14, 2008 and the Special Call meeting on October 21, 2008 as presented. (on file in Fiscal Court Order Book, Clerk’s office)

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve the Bills, Claims, Payments, and Transfers as presented (copy on file, Clerk’s office).

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Robinson that the Court approve the following Resolution regarding a KIA Grant Assistance Agreement and Grant Assumption and Assignment Agreement for Project ID# 120C-2008/WX21183007/City of Centertown in the amount of \$500,000:

RESOLUTION
WX21183007 PROJECT ID# 120C-2008

RESOLUTION OF Ohio County Fiscal Court (GRANTEE) ACCEPTING THE GRANT, APPROVING A GRANT AGREEMENT AND A GRANT ASSIGNMENT AND ASSUMPTION AGREEMENT, AND AUTHORIZING A REPRESENTATIVE TO SIGN ALL RELATED DOCUMENTS

WHEREAS, the General Assembly has appropriated funds for infrastructure projects in the 2008-2010 Budget of the Commonwealth; and

WHEREAS, the Ohio County Fiscal Court (the "Grantee") has previously determined that it is in the public interest to acquire and construct certain facilities and improvements (the "Project"); and

WHEREAS, the Grantee has previously determined and does hereby confirm that it is in the public interest that the Project be acquired and constructed by City of Centertown (the "Assignee"); and

WHEREAS, the Grantee desires funding from the Kentucky Infrastructure Authority (the "Authority") for the purpose of acquisition and construction of the Project.

NOW, THEREFORE, BE IT RESOLVED by the Fiscal Court of Ohio County as follows:

SECTION 1. That the Grantee hereby accepts the grant award and approves the Grant Agreement between the Grantee and the Authority substantially in the form on file with the Grantee for the purpose of providing a portion of the necessary financing for the acquisition and construction of the Project.

SECTION 2. That the Grantee hereby approves the Grant Assignment and Assumption Agreement between the Grantee and the Assignee substantially in the form on file with the Grantee for the purpose of providing for the acquisition and construction of the Project.

SECTION 3. That David Jones is hereby authorized, directed and empowered by the Grantee to execute the Grant Agreement, the Grant Assignment and Assumption Agreement and all other necessary documents or agreements, and to otherwise act on behalf of the Grantee in implementing the Project.

SECTION 4. This Agreement shall take effect immediately upon passage.

ADOPTED on Nov. 4, 2008

Ohio County Fiscal Court (Grantee)
David Jones, (Representative)
Title: Judge Executive

REGULAR

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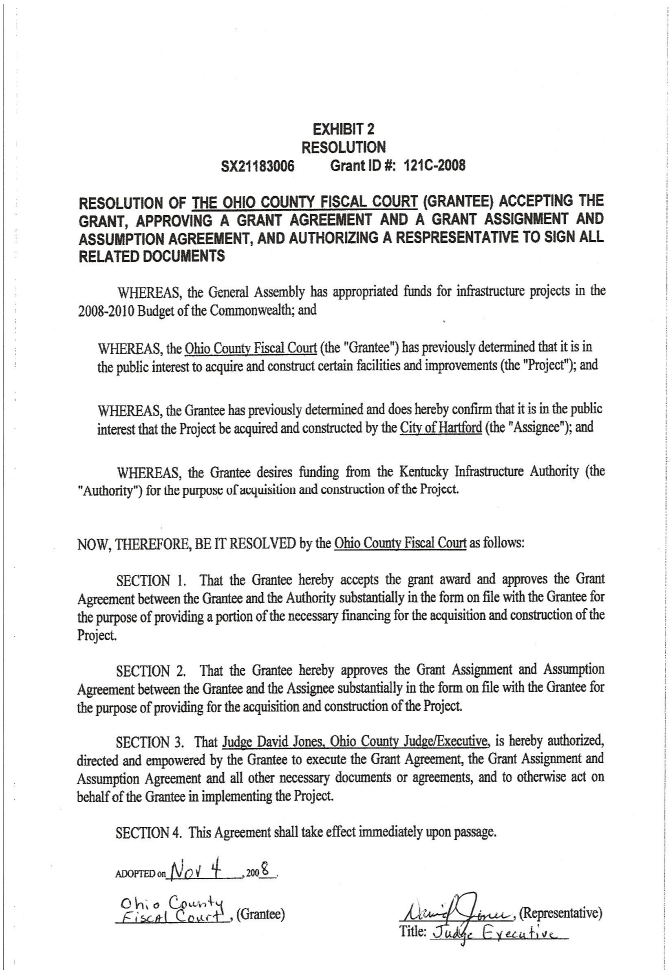
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The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Minton that the Court approve the following Resolution regarding a KIA Grant Assistance Agreement and Grant Assumption and Assignment Agreement for Project ID# 121C-2008/SX21183006/City of Hartford in the amount of \$625,000:



The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Minton that the Court approve the transfer of a Memorandum of Agreement to the City of Hartford for their sewer I & I project paid for with coal severance funds in the amount of \$40,000.

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Robinson that the Court approve to table a Resolution regarding coal severance monies being disbursed through a KIA Grant Assistance Agreement and Grant Assumption and Assignment Agreement for Project ID#125C-2008/SX21183002/City of Hartford in the amount of \$100,000 for running a sewer line across Rough River.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

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Motion made by Esq. Keown that the Court approve the Ohio County Jail contract with Digitech for a Jail Tracker Module.

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Recommendation by Judge Jones that the Court approve Jailer Rip Wright’s request to hire Gloria Nall as PT 100 effective November 9, 2008 at \$9.00 per hour for a six-month probationary period; upon favorable evaluation her salary will go to \$9.75 per hour. This employee replaces Aletia Hassell.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Motion made by Esq. Keown that the Court approve to allow David Johnston to reside at the Ohio County Park in the Park residence trailer until January 1, 2009.

Motion died for lack of second.

Motion made by Esq. Robinson that the Court approve to authorize the Judge Executive and County Attorney to contact legal counsel with the Department for Local Government to obtain a ruling on the question of allowing the Park Director to remain in the park residence for a specified time after his retirement date of November 30, 2008.

The motion was seconded by Judge Jones and after discussion of said motion the vote being called for was as follows::

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to place in the Court Record the following statement from the Ohio County Finance Officer regarding sick and vacation time records for the Ohio County Clerk’s Office:

The Ohio County Administrative Code was amended 9/2/2008 and at the request of Ohio County Clerk Bess Ralph, the Clerk’s Office was removed from the Ohio County Administrative Code on 9/2/2008.

The Finance Officer is requesting the Ohio County Fiscal Court to submit the Clerk’s Office sick and vacation records to Bess Ralph, County Clerk. The records will be the responsibility of the County Clerk retro’d 9/2/2008.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Robinson that the Court approve to go into Closed Session for discussions of pending litigation on behalf of the Fiscal Court. No other business will be discussed during the Closed Session and no official action shall be taken or consensus made by the Court. The legal authority that allows us to go into closed session is KRS 61.810(1)(c) which authorizes the Fiscal Court to have discussions of proposed or pending litigation against or on behalf of the public agency. The legal reason we are going into closed session is for discussion of pending litigation.

The motion was seconded by Judge Jones and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court go back into Open Session. No other business was discussed or action taken during Closed Session except what was stated by me before going into Closed Session regarding pending litigation.

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Recommendation by Judge Jones that the Court approve County Clerk Bess Ralph’s request to hire Elizabeth Jan Taylor Part-time effective October 22, 2008 at the rate of \$8.00 per hour; then approve her promotion to full-time status effective November 17, 2008 at the rate of \$8.00 per hour.

Roll call vote:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said recommendation was unanimously approved, and it is so ordered.

Motion made by Judge Jones that the Court approve to notify all county employees that an ACH Direct Deposit policy will be implemented for all county employees’ payroll beginning with pay period dated December 19, 2008.

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	No
Burden	Absent
Jones	Yes

Said motion having carried four (4) to one (1) it is so ordered.

Motion made by Judge Jones that the Court approve to increase the mileage rate from \$0.35 per mile to \$0.40 per mile for all county required travel.

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to allow the Sheriff’s Office to advertise for a 2008 ¾-Ton utility van for use by the Litter Abatement Officer.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

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Motion made by Judge Jones that the meeting is adjourned.

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Yes
Keown	Yes
Burden	Absent
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Meeting is adjourned.

David Jones, Judge Executive

Cheryl Morris, Fiscal Court Clerk